

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.NO. 12867 OF 2006

DATED 29-06-2006

BETWEEN:

Arla Santaram

... Petitioner

Visakhapatnam Municipal Corporation
and 2 others.

.. Respondents

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.NO. 12867 OF 2006

ORDER:

Heard the learned counsel on record.

2. The writ petition is filed praying for a writ of mandamus or any other appropriate writ, order or direction, declaring the action of respondents 1 and 2 in not disposing of the application dated 07.03.2005 for grant of licence to run a canteen as illegal, arbitrary and contrary to the provisions of the Act and consequently direct the respondents to dispose of the application forthwith and pass such other suitable orders.

3. It is stated that the third respondent called for tenders for maintenance of telephone booth, canteen etc. at K.H. Hospital, Visakhapatnam on 02.02.2000. Tender in respect of the canteen was given to the petitioner. The petitioner filed original suit for permanent injunction before the Junior Civil Judge Court, Visakhapatnam and the same is pending adjudication. Notice was issued by the 2nd respondent directing the petitioner to close the canteen and the premises was locked. The petitioner filed a writ petition and the same was disposed of on 22.03.2005. The petitioner made an application to the Chief Medical Officer for grant of licence on 07.03.2005. The key of the premises was handed over to the petitioner, but the application for grant of licence dated 07.03.2005 to run a canteen was not disposed of. In such circumstances, the present writ petition is filed.

4. In the facts and circumstances of the case, the 2nd respondent is hereby directed to dispose of the application, dated 07.03.2005 for grant of licence to run the canteen within a period of four weeks from the date of receipt of a copy of this order.

5. With the above direction, the writ petition is disposed of. No order as to costs.

29-06-2006

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